

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT**

Docket Number (Optional)

ASC 36

In re Application of: WESTLEY ASHE

Application No.: 10/098,517

Filed: March 18, 2002

For: LOW DISTORTION MAGNETIC TRANSMITTER AND METHOD OF OPERATING
ASCENSION TECHNOLOGY

The owner, CORPORATION, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,246,231. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record.

H. Jay Spiegel
Signature

1/27/2004
Date

H. JAY SPIEGEL Reg. No. 30,722
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703-619-0101
Telephone Number

TERMINAL DISCLAIMER
APPROVED

FEB 17 2004

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Serial Number 	Application No. 10/098,517	Applicant(s) ASHE	

TERMINAL DISCLAIMER		<input checked="" type="checkbox"/> APPROVED		<input type="checkbox"/> DISAPPROVED	
The term of this patent shall not extend beyond the expiration date of U.S. Patent No:	6,246,231				
The term of this patent subsequent to the adjacent date has been disclaimed.					
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